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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in this Submission

Application Number

10/082,483

Filing Date

February 25, 2002

First Named Inventor

Estaban Yepez III

Group Art Unit

2661

Examiner Name

Blount, S.

Attorney Docket Number

CE08711i

ENCLOSURES

(check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment/Reply

☐ After Final

☐ Affidavits/Declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☒ Information Disclosure Statement

☐ Certified Copy of Priority Documents

☐ Response to Missing Parts/
Incomplete Application

☐ Response to Missing Parts
Under 37 CFR 1.52 or 1.53

☐ Drawing(s)

☐ Licensing-Related papers

☐ Petition

☐ Petition to Convert to a
Provisional Application

☐ Power of Attorney,
Revocation,
Change of Correspondence
Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CDs

☐ After Allowance Communication to
Group

☐ Appeal Communication to Board
of Appeals and Interferences

☐ Appeal Communication to
Group

{Appeal Notice, Brief, Reply Brief}

☐ Proprietary Information

☐ Status Letter with appropriate copies

☐ Other Enclosure(s) (please identify
below)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or
Individual

Jeffrey K. Jacobs

Registration No.

44,798

Signature

Date

March 6, 2006

CERTIFICATE OF TRANSMITTAL/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO to facsimile number 571-273-8300 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date listed below:

Typed or printed
name

Nanette Orr

Signature

Date

March 6, 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Yepez III et al. Group Art Unit: 2661
Application No.: 10/082,483 Examiner: Blount, S.
Date Filed: February 25, 2002
Title: APPARATUS AND METHOD FOR DE-PRIORITIZATION OF BYPASS
PACKETS IN A PACKET BASED COMMUNICATION SYSTEM

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313

SIR:

In accordance with 37 C.F.R. §1.56 and in compliance with 37 C.F.R. §§1.97 and 1.98, the references listed on attached Form PTO/SB/08 and/or subsequently identified herein, are for consideration by the United States Patent and Trademark Office. Pursuant to the Office waiving the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC §371 after June 30, 2003, copies of the reference are not submitted herewith.

- I. ☐ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(b)-(d): (check only one box)
- a. ☐ within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing date of a first Office Action on the merits; and/or before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114. No fee or statement is required.
 - b. ☐ before the mailing date of any of a Final Office Action under 37 C.F.R. §1.113, a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application. Petition fee set forth in §1.17(p) is required unless a statement under 37 C.F.R. §1.97(e) is provided.
 - c. ☐ on or before payment of the issue fee. Petition fee set forth in §1.17(p) and a statement under 37 C.F.R. §1.97(e) are required.
- II. ☒ STATEMENT UNDER 37 C.F.R. §1.97(e) (check only one box, if applicable)
The undersigned hereby states that
- a. ☒ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of IDS; or
 - b. ☐ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and to knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement, or
 - c. ☐ some of the items of information contained in the IDS were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the knowledge of the person signing the statement after making reasonable

inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement.

III. ☐ CROSS REFERENCE TO RELATED APPLICATION(S)

The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this (these) applications to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. §122.

Serial No.

Filing Date

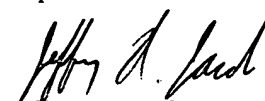
Art Unit

IV. PAYMENT OF FEES

- ☐ A check in the amount of _____ is enclosed for the above-identified fee(s).
☒ Please charge Deposit Account **502117** for the any and all fee(s).
☒ If Applicant has overlooked any additional fees, or if any overpayment has been made, the Commissioner is hereby authorized to credit or debit Deposit Account **502117**.
☐ Two Copies of this paper are attached for Deposit Account charges and debits.

The above references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in a combination, to a person of ordinary skill in the art.

Respectfully submitted,
Yezpe III et al.



Jeffrey K. Jacobs
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Tel. 847-576-5562

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Customer Number 22917

Enclosures: ☒ Information Disclosure
Statement by Applicant
☐ References
☐ Foreign Search Report
☒ Other:

(use as many sheets as necessary)